

HOUSE BILL No. 1139

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-8-9.5.

Synopsis: Care of town firefighters. Requires a town to pay for the care of a full-time, paid firefighter who suffers an injury or contracts an illness during the performance of the firefighter's duty.

Effective: July 1, 2007.

Herrell, Wolkins

January 8, 2007, read first time and referred to Committee on Local Government.

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Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1139

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-8-9.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2007]:

4 **Chapter 9.5. Care for Injury or Illness of a Firefighter**

5 **Sec. 1. A town shall pay for the care of a full-time, paid**
6 **firefighter who:**

7 (1) **suffers an injury; or**

8 (2) **contracts an illness;**

9 **during the performance of the firefighter's duty.**

10 **Sec. 2. A town shall pay for the following expenses incurred by**
11 **a firefighter described in section 1 of this chapter:**

12 (1) **Medical and surgical care.**

13 (2) **Medicines and laboratory, curative, and palliative agents**
14 **and means.**

15 (3) **X-ray, diagnostic, and therapeutic service, including**
16 **services during the recovery period.**

17 (4) **Hospital and special nursing care if the physician or**

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1 surgeon in charge considers the care necessary for proper
2 recovery.
3 **Sec. 3. Expenditures required by this chapter shall be paid from**
4 **the town general fund.**
5 **Sec. 4. A town that has paid for the care of a firefighter under**
6 **this chapter has a cause of action for reimbursement of the amount**
7 **paid under this chapter against any third party against whom the**
8 **firefighter has a cause of action for an injury sustained because of,**
9 **or an illness caused by, the third party. The town's cause of action**
10 **under this section is in addition to, and not in lieu of, the cause of**
11 **action of the firefighter against the third party.**

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